

ORDINANCE NUMBER 22-19

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, AMENDING SECTION 3.70.040 OF THE CITY CODE OF MARICOPA REGARDING FINGERPRINTING OF PROSPECTIVE APPLICANTS.

WHEREAS, the Mayor and Council of the City of Maricopa, Arizona, have reviewed Section 3.70.040 of the Code of the City of Maricopa concerning the fingerprinting of prospective applicants; and

WHEREAS, after consultation with staff, the Mayor and Council of the City of Maricopa, Arizona, have determined that such section should be revised to include volunteers and contractors, as determined necessary by the City.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARICOPA, ARIZONA, AS FOLLOWS:

Section 1. Section 3.70.040 of the City Code of Maricopa and all amendments there to are hereby repealed in its entirety and replaced with the following:

Sec. 3.70.040 Fingerprinting of Prospective Employees, Volunteers and Contractors

Each candidate who is issued a conditional offer of city employment may provide to the City of Maricopa fingerprint identification. Each individual who desires to volunteer for the city may be required, at the City's sole and absolute discretion, to provide to the City of Maricopa fingerprint identification. Each individual contracted by the City may be required, at the City's sole and absolute discretion, to provide to the City of Maricopa fingerprint identification.

The City of Maricopa may, pursuant to A.R.S. §41-1750 and Public Law 92-544, forward those fingerprints accompanied by appropriate fees to the state department of public safety to be exchanged with the Federal Bureau of Investigation for the purpose of seeking state and national criminal history records information on such prospective employee, volunteer, or contractor. Information obtained may be used only for the purpose of evaluating the fitness of prospective employees, volunteers or contractors and shall otherwise remain confidential.

Section 2. To the extent of any conflict between other City Ordinances and this Ordinance, this Ordinance shall be deemed to be controlling; provided, however, that this Ordinance is not intended to amend or repeal any existing City Ordinance, Resolution or regulation except as expressly set forth herein.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent

jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 4. This Ordinance shall become immediately effective thirty (30) days from the date of its passage and adoption by the City Council of the City of Maricopa.

PASSED AND ADOPTED by the Mayor and Council of the City of Maricopa, Arizona, this _____ day of _____, 2022.

APPROVED:

Mayor

ATTEST:

APPROVED AS TO FORM:

Vanessa Bueras, MMC
City Clerk

Denis Fitzgibbons
City Attorney

